

Docket No.: 57454-162

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PATENT
MAY 29 2002
TECHNOLOGY CENTER 2800

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Yukio MAKI

Serial No.: 09/909,975

Filed: July 23, 2001

For: SEMICONDUCTOR DEVICE AND MANUFACTURING METHOD OF THE
SAME

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Group Art Unit: 2811

Examiner: Thien Tran

#8
Ltr re
Office Action
FJONES
5-31-02

LETTER

Commissioner for Patents
Washington, DC 20231

Sir:

Upon receipt of the Office Action dated May 8, 2002, it was noted that rejections were imposed under 35 U.S.C. §102(b) as being anticipated by Hashimoto et al. However, no such reference to Hashimoto et al. appears on the Form PTO-892 or was supplied with the Office Action.

These facts were communicated to Examiner Gebremariam on May 24, 2002.

Accordingly, it is requested that the Examiner furnish Applicants with a copy of a Form PTO-892 identifying the Hashimoto et al. reference and a copy of the Hashimoto et al. reference. It is further requested that the Examiner restart the previously set period for response to run from the date the documents are mailed. See MPEP 710.06.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this

09/909,975

paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

MCDERMOTT, WILL & EMERY


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Date: May 28, 2002